

Message Text

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ORIGIN EB-07

INFO OCT-01 EUR-12 ISO-00 L-02 FEA-01 ERDA-05 AID-05

CEA-01 CIAE-00 CIEP-01 COME-00 DODE-00 FPC-01 H-01

INR-07 INT-05 NSAE-00 NSC-05 OMB-01 PM-03 SAM-01

OES-03 SP-02 SS-15 STR-01 TRSE-00 FRB-03 /083 R

DRAFTED BY EB/ORF/FSE:LRRAICHT:CJH

APPROVED BY EB - MR. KATZ

L/EB - MR. PITMAN (SUBS)

FEA - MR. MALIN (DRAFT)

EUR/CAN - MR. BROWN

INTERIOR - MR. LATZ (INFO)

----- 086644

P 280106Z FEB 75

FM SECSTATE WASHDC

TO AMEMBASSY OTTAWA PRIORITY

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E.O. 11652: N/A

TAGS: ENRG, CA, US

SUBJECT: US-CANADIAN TRANSIT PIPELINE NEGOTIATIONS

REF: OTTAWA 475

1. AT OUR REQUEST, PIPELINE DISCUSSIONS WERE POSTPONED TO MARCH 6.

2. CANADIAN EMBASSY HAS NOW PROVIDED ADVANCE COPY DRAFT TREATY TO HELP FOCUS DISCUSSION. WE ARE PREPARING ALTERNATIVE TEXT WE PLAN TABLE DURING MEETING.

3. WE UNDERSTAND CANADIAN DELEGATION WILL CONSIST OF:
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PAM MCDOUGALL (EXTAFF) - HEAD OF DELEGATION
JOHN GROVES (EXTAFF)
MARSHALL CROWE (CHAIRMAN, NEB)
JACK STABBACK (NEB)
NEIL STEWART (CHAIRMAN, ENERGY SUPPLY ALLOCATION BOARD)
R. TOOMBS (EM&R)
GORDON TAYLOR (FINANCE)
ROBERT GORDON (IT&C)

THERE MAY BE ADDITIONAL PEOPLE FROM EM&R AND FINANCE.

WOULD APPRECIATE EMBASSY CONFIRMATION WITH NAMES.

4. CANADA HAS REQUESTED PROPOSED US AGENDA TO HELP
PREPARE FOR MEETING. REQUEST EMBASSY CONVEY FOLLOWING
TO PAM MACDOUGALL:

DRAFT AGENDA FOR MARCH 6 US-CANADIAN TRANSIT PIPELINE
DISCUSSIONS.

I. REPORT BY CANADIAN DELEGATION ON CONSULTATIONS WITH
PROVINCIAL GOVERNMENTS. (WE WOULD HOPE THIS WOULD
INCLUDE, INTER ALIA, REPORTS ON WHAT FEDERAL AUTHORI-
TIES HAVE DETERMINED REGARDING RESPECTIVE AREAS OF
FEDERAL AND PROVINCIAL AUTHORITY CONCERNING INTER-
NATIONAL PIPELINES, AND POSSIBLE NEED FOR PARALLEL
AGREEMENTS BETWEEN FEDERAL GOVERNMENT AND PROVINCES.)

II. REPORT ON STATUS OF PENDING
APPLICATIONS FOR INTERNATIONAL PIPELINES BEFORE
CANADIAN REGULATORY BODIES, I.E., BURGER COMMISSION
AND NEB.

III. REPORT BY US ON STATUS OF EL PASO AND ARCTIC GAS
APPLICATIONS BEFORE FPC AND INTERIOR, INCLUDING PRO-
GRESS ON ENVIRONMENTAL IMPACT STUDY AND INTERIOR'S
ECONOMIC FEASIBILITY STUDY.

IV. DISCUSSION OF CANADIAN AND US DRAFT TREATIES:
(YOU SHOULD INFORM MACDOUGALL THAT WE WILL HAVE ALTER-
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NATIVE DRAFT ARTICLES WE PROPOSE TO TABLE AT MEETING.)

(REFERENCES BELOW ARE TO CANADIAN DRAFT)

- A) DEFINITIONS AND SCOPE OF AGREEMENT (ARTICLE I)
- B) ASSURANCES ON NON-INTERFERENCE WITH PIPELINE OPER-
ATIONS AND THROUGHPUT (ARTICLES II AND III)

C) RESPONSIBILITY OF DOMESTIC REGULATORY BODIES
(ARTICLE IV)

D) DISPUTE SETTLEMENT (ARTICLE VI)

E) FINAL CLAUSES: ENTRY INTO FORCE; DURATION; AMENDMENT; PROTOCOLS WITH RESPECT TO SPECIFIC PROJECTS.
(ARTICLE V)

IV. PRESS GUIDANCE

V. FUTURE MEETINGS

5. WOULD APPRECIATE ANY COMMENTS ON THIS AGENDA AS SOON AS POSSIBLE.

6. INFORM CANADIANS WE INTEND TO ISSUE BRIEF PRO FORMA PRESS STATEMENT MARCH 5 CONCERNING MEETING. KISSINGER

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